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24 **UNITED STATES DISTRICT COURT**
25 **NORTHERN DISTRICT OF CALIFORNIA**
26 **SAN JOSE DIVISION**

27 FELTON A. SPEARS, JR. and SIDNEY
28 SCHOLL, on behalf of themselves and all
others similarly situated,

Plaintiffs,

v.

WASHINGTON MUTUAL, INC., a
Washington corporation; WASHINGTON
MUTUAL BANK, FA (a/k/a
WASHINGTON MUTUAL BANK); FIRST
AMERICAN EAPPRAISIT, a Delaware
corporation; and LENDER'S SERVICE,
INC.,

Defendants.

CASE NO.: 5:08-CV-00868 (RMW)

CLASS ACTION

PLAINTIFF FELTON A. SPEARS, JR.'S
AFFIDAVIT OF VENUE PURSUANT TO
CIVIL CODE §1780(c)

1 **TO: THE COURT, ALL PARTIES AND THEIR COUNSEL OF RECORD:**

2 I, Felton A. Spears, Jr., submit this affidavit pursuant to §1780(c) of the Consumers Legal
3 Remedies Act and declare the following:

4 I am a citizen of the State of California, residing in San Jose, California. In March, 2007, I
5 entered a mortgage loan, which is the subject of this action, through Washington Mutual's offices in
6 San Jose, California.

7 I hereby declare under penalty of perjury under the laws of the State of California that the
8 foregoing is true and correct.

9 Executed this 25 day of June, 2008, at San Jose, California.

10
11
12 
13 Felton A. Spears, Jr.

CALIFORNIA ALL-PURPOSE CERTIFICATE OF ACKNOWLEDGEMENT

State of California

County of Santa Clara

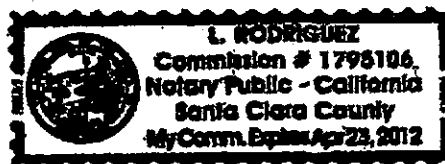
On June 25th 2008 before me, L. Rodriguez, Notary

Personally appeared F.A. Spears, Jr.

Who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal



L. Rodriguez
Signature of Notary Public

(Notary Seal)

ADDITIONAL OPTIONAL INFORMATION

Description of Attached Document

Title or Type of Document: Class Action (Civil code 1780Cc)

Document Date: 6-25-08 No. of Pages 2

Signer(s) Other Than Named Above: _____